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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James R. Durkee et al.

Serial No.: 09/848,581

Filed: May 3, 2001

Group Art Unit: 2614

Examiner: Jade O. Laye

For: INTERACTIVE TELEVISION NETWORK AND METHOD INCLUDING CONTENT SEARCHING

Attorney Docket No.: 2000-0617

**APPEAL BRIEF UNDER 37 C.F.R. § 41.37
AND PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. § 1.136(a)**

Mail Stop Appeal Brief - Patents
Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is an Appeal Brief from the final rejection of claims 1-27 of the Office Action mailed on April 25, 2005 for the above-identified patent application.

Appellants hereby petition for a two month extension of time to file the Appeal Brief based on the Notice of Appeal filed in response to the final Office Action mailed April 25, 2005, thereby extending the time period within which to respond to November 25, 2005.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8 (FIRST CLASS MAIL)

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

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**G. Claims 22-24 are Patentable Under 35 U.S.C. § 103(a)
Over the Schneidewend patent, the Bertram patent, the Ozawa application, and
the Nishikawa patent**

The Appellants respectfully submit claims 22-24, which depend from patentable independent claim 19, are patentable at least of the same reasons that claim 19 is patentable.

H. Conclusion

The Appeal Brief fee of \$950.00 as applicable under the provisions of 37 C.F.R. § 41.20(b)(2) is enclosed with the two month extension fee of \$450.00. Please charge any additional fee or credit any overpayment in connection with this filing to our Deposit Account No. 02-3978.

Respectfully submitted,
James R. Durkee et al.

By: 

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Date: 12-12-05

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